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Seeking Appointment as Attorney for Defendant  
EBONY L. PIPKINS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. Cr. S 05-122 GEB
	)	
Plaintiff,	)	<b>REQUEST FOR APPOINTMENT OF</b>
	)	<b>COUNSEL; [lodged] ORDER</b>
v.	)	
	)	<b><u>RETROACTIVE CRACK COCAINE</u></b>
EBONY L. PIPKINS,	)	<b><u>REDUCTION CASE</u></b>
	)	
Defendant.	)	
	)	Judge: Hon. GARLAND E. BURRELL
_____	)	

Pursuant to 18 U.S.C. §§ 3006A(c) and 3852(c)(2), Defendant, EBONY L. PIPKINS, hereby requests the court appoint the Office of the Federal Defender and Assistant Federal Defender David M. Porter as counsel to represent her with respect to her motions to reduce sentence pursuant to 18 U.S.C. § 3582(c)(2), filed October 31, 2007 and March 10, 2008. Mr. Porter is familiar with the case and is willing to accept the appointment.\*

Appointment of counsel would serve the interests of justice in this case because it might facilitate a negotiated disposition of the motion and because the motion might raise novel legal issues

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\* Ms. Pipkins has authorized the undersigned to file this application on her behalf.

1 surrounding application of the United States Sentencing Commission's  
2 recent retroactive reduction of sentences under the crack cocaine  
3 guidelines. Because Ms. Pipkins's substantial rights may be affected  
4 by these criminal proceedings, she is constitutionally entitled to  
5 appointment of counsel. *Mempa v. Rhay*, 389 U.S. 128, 134 (1967).

6 Accordingly, Ms. Pipkins requests the Court issue the order lodged  
7 herewith.

8 Dated: March 26, 2008

9 Respectfully submitted,

10 DANIEL J. BRODERICK  
11 Federal Defender

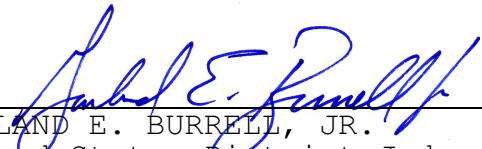
12 /s/ David M. Porter  
13 DAVID M. PORTER  
14 Assistant Federal Defender

15 Seeking Appointment as Attorney for Movant  
16 EBONY L. PIPKINS

17 **ORDER**

18 Pursuant to defendant's request, and good cause appearing  
19 therefor, the Office of the Federal Defender and Assistant Federal  
20 David M. Porter is hereby appointed to represent defendant with respect  
21 to her motion to reduce sentence.

22 Dated: March 26, 2008

23   
24 GARLAND E. BURRELL, JR.  
25 United States District Judge  
26  
27  
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